

1 David J. Merrill
Nevada Bar No. 6060
2 David J. Merrill, P.C.
10161 Park Run Drive, Suite 150
3 Las Vegas, Nevada 89145
Telephone: (702) 566-1935
4 E-mail: david@djmerrellpc.com
Counsel for Brian Shapiro, Trustee
5 of the R & S St. Rose Lenders, LLC
Liquidation Trust
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9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 In re:

11 R & S ST. ROSE, LLC,
12 Debtor.

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14 BRANCH BANKING AND TRUST
COMPANY,

15 Appellant,

16 v.

17 R & S ST. ROSE LENDERS, LLC; R &
18 S ST. ROSE, LLC; R & S INVESTMENT
GROUP, LLC; COMMONWEALTH
19 LAND TITLE INSURANCE COM-
PANY; THE CREDITOR GROUP; and
20 THE U.S. TRUSTEE,

21 Appellees.

Case No. 2:17-CV-01301-MMD
Bankruptcy Case No.: 11-14974-mkn
Chapter 11

*Stipulation and Order for Extension of
Time to File Answering Brief
(First Request)*

22 The parties stipulate as follows:

23 1. On February 22, 2018, this Court entered a Stipulation and Order to
24 Extend Deadlines to File Appellate Briefs, which set a deadline of March 14, 2018
25 for the appellant to file its opening brief; April 13, 2018, for the appellees to file
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1 their answering brief; and April 27, 2018 for the appellant to file a reply brief. (ECF
2 No. 19.)

3 2. On March 14, 2018, the appellant timely filed its opening brief. (ECF
4 No. 20.)

5 3. After participating in a three-day mediation earlier this year, the par-
6 ties have again engaged in productive settlement discussions in one last effort to
7 reach a global resolution. If a global resolution is reached it will settle at least six
8 appeals—four in this Court and two in the Ninth Circuit—plus the underlying
9 bankruptcy case from which this case emanated. But the settlement negotiations
10 are complicated as they involve seven different groups of parties and two insurers.
11 The parties believe, in good faith, that they need another week of settlement discus-
12 sions to determine whether a settlement can be reached.

13 4. To enable the parties to engage in settlement negotiations without in-
14 curring additional fees and costs (which further complicate settlement discussions)
15 the parties stipulate that the appellees shall have up to and including April 27,
16 2018, to file their answering brief. The appellant shall then have up to and includ-
17 ing May 11, 2018, to file any reply brief.

5. The parties have not entered into this stipulation for any purpose of delay, but in a good faith attempt to reach a resolution without further unnecessary expenditures of fees and costs.

Dated this 11th day of April 2018.

David J. Merrill, P.C.

Holland & Hart LLP

By: /s/ David J. Merrill
David J. Merrill
10161 Park Run Drive, Suite 150
Las Vegas, Nevada 89145
Attorney for Brian Shapiro as Trustee
of the R & S St. Rose Lenders, LLC Liq-
uidation Trust

By: /s/ Joseph G. Went
Joseph G. Went
9555 Hillwood Drive, 2nd Floor
Las Vegas, Nevada 89134
Attorneys for Branch Banking and
Trust Company

Early Sullivan Wright Gizer & McRae,
LLP

Ghandi Deeter Blackham

By: /s/ Scott E. Gizer
Scott E. Gizer
601 South 7th St., 2nd Floor
Las Vegas, Nevada 89101
Attorneys for Commonwealth Land Ti-
tle Insurance Company

By: /s/ Nedda Ghandi
Nedda Ghandi
725 South 8th Street, Suite 100
Las Vegas, Nevada 89101
Attorney for Brian Shapiro as Trustee
of the R & S St. Rose Lenders, LLC Liq-
uidation Trust

Holley Driggs Walch Fine Wray Puzey
& Thompson

Garman Turner Gordon

By: /s/ Ogonna M. Brown
Ogonna M. Brown
400 South 4th St., 3rd Floor
Las Vegas, Nevada 89101
Attorneys for R & S Investment Group

By: /s/ Talitha Gray Kozlowski
Talitha Gray Kozlowski
650 White Drive, Suite 100
Las Vegas, Nevada 89119
Attorneys for the Creditor Group

Schwartz Flansburg, PLLC

By: /s/ Samuel A. Schwartz
Samuel A. Schwartz
6623 Las Vegas Blvd. S., #300
Las Vegas, Nevada 89119
Attorneys for R & S St. Rose, LLC

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE
DATED: April 11, 2018